

REMARKS

Claims 14 to 28 are in the application.

As a result of the foregoing amendment, claim 14 has been amended to set forth the fact that the driving device continuously drives the cutting tools on both drums at a peripheral speed corresponding to a speed of the strip.

Support for the change made in claim 14 can be found in the first full paragraph on page 2 of the specification as originally filed. In addition, the third full paragraph on page 2 points out that it is desirable to have the drums run constantly at a corresponding peripheral speed.

It is respectfully submitted that the claims presently on file differ essentially and in an unobvious, highly advantageous manner from the constructions disclosed in the reference.

Turning now to the reference it can be seen that Russell et al. disclose a rotary cutter arrangement for paper webs, which includes a fixedly mounted rotatable knife drum 15. The knife drum 20 is also fixedly mounted. The knife 22 is brought in or out of a cutting position by a minimal rotation of the knife drum 20.

Neither of the knife drums is mounted on a rocker as in the presently claimed invention. The element 39 of Russell et al. does not cause the drum 20 to pivot. The drum 20 is coaxial with the pivot axis of the element 39 and thus the drum is not pivotable, it only rotates. The element 39 of Russell et al. only rotates the drum 20 to move the knife 22 into and out of a cutting position and a rest position in which no cutting takes place. Neither of the drums 15 and 20 of Russell et al. are pivotably movable toward or away the other, as in the presently claimed invention.

An additional distinction between Russell et al. and the present invention is that Russell et al. only accelerate one drum to the speed of the strip whereas the present invention accelerates both drums to the strip speed.

Thus, it is respectfully submitted that Russell et al. do not disclose or teach the presently claimed invention.

In view of these considerations it is respectfully submitted that the rejection of claims 14-16 and 18-19 under 35 U.S.C. 102(b), and the rejections of claims 17 and 20 under 35 U.S.C. 103(a) over the above-discussed reference are overcome and should be withdrawn.

Reconsideration and allowance of the present application are respectfully requested.

Any additional fees or charges required at this time in connection with this application may be charged to Patent and Trademark Office Deposit Account No. 11-1835.

Respectfully submitted,



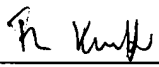
Friedrich Kueffner
Reg. No. 29,482
317 Madison Avenue, Suite 910
New York, New York 10017
(212) 986-3114

FK:aw

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450, on June 24, 2005.

By: 
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